

UNITED STATES DISTRICT COURT W.D. OF WASHINGTON AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ELIAN A GUGGER,

Defendant.

Case No. CR07-5075

**ORDER RE: ALLEGATIONS OF
VIOLATION OF CONDITIONS OF
SUPERVISION BY UNITED STATES
PRETRIAL SERVICES**

THIS MATTER comes on for hearing on the Petition of the United States Pretrial Services Office Office alleging defendant violated the conditions of supervision as set forth in said Petition.

The plaintiff appears through Special/Assistant United States Attorney, CPT KEN TYNDAL; The defendant appears personally and represented by counsel, RUSSELL LEONARD;

The defendant has been advised of (a) the alleged violations; (b) the right to a hearing; and (c) that defendant's Appearance Bond could be revoked and defendant detained pending resolution of the underlying charges in the Complaint/Indictment/Information if found to be in violation of supervision.

The defendant having (☒) acknowledged the right to a hearing on the merits, voluntarily waived that hearing, and acknowledged violating the following bond conditions as set forth below:

1) Using methamphetamine on or about February 21, 2007; 2) Using methamphetamine on or about March 3, 2007; 3) Using methamphetamine on or about March 6, 2007.

(☐) been found to be in violation of his bond as set forth below after a hearing before the undersigned:

The court having determined that the defendant violated the conditions of his/her Appearance Bond, Now therefore defendant's Appearance Bond is hereby:

(☐) continued in effect.

(☐) modified as follows:

(☒) revoked, and the defendant is ordered detained for failing to show that he/she will not flee or pose a danger to any other person or the community pursuant to CrR 32.1(a)(1), and CrR 46(c), to be delivered as ordered by the court for further proceedings.

The clerks shall direct copies of this order to counsel for the United States, to counsel for the defendant, the United States Marshal and to the United States Probation Office and/or Pretrial Services Office.

March 20, 2007.

/s/ J. Kelley Arnold

J. Kelley Arnold, U.S. Magistrate Judge